

S/N 10/723,258



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Steven D. Girouard et al.	Examiner:	Scott M. Getzow
Serial No.:	10/723,258	Group Art Unit:	3762
Filed:	November 25, 2003	Docket:	279.466US1
Title:	METHOD AND APPARATUS FOR CELL AND ELECTRICAL THERAPY OF LIVING TISSUE		

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**INFORMATION DISCLOSURE STATEMENT**

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Information Disclosure Statement. However, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Information Disclosure Statement considered.

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Pursuant to 37 C.F.R. 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and Published Applications, and Non-Published Applications identifiable by USPTO Serial Number, are no longer required to be provided to the Office. Notification of this change to this effect was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004 and October 19, 2004. Thus, Applicant has not included copies of any US Patents or US Patent Applications identifiable by serial number that may be cited with this submission. Should the Office require copies to be provided, Applicant respectfully requests that notice of such requirement be directed to Applicant's below-signed representative. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

STEVEN D. GIROUARD ET AL.

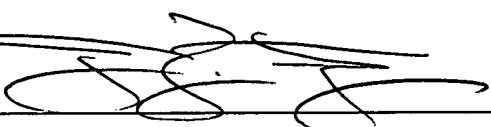
By their Representatives,

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Date

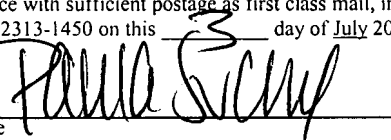
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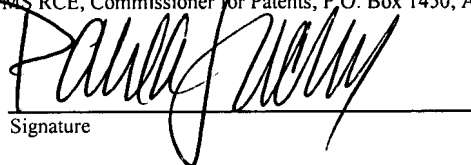
  
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 3 day of July 2007.

Name



Signature



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)



Complete if Known

Application Number	10/723,258
Filing Date	November 25, 2003
First Named Inventor	Girouard, Steven
Group Art Unit	3762
Examiner Name	Getzow, Scott

Sheet 1 of 1

Attorney Docket No: 279.466US1

**US PATENT DOCUMENTS**

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
	US-20020107553A1	08/08/2002	Hill, Michael R., et al.	10/26/2001
	US-20020161410A1	10/31/2002	Kramer, Andrew P., et al.	04/27/2001
	US-20030036773A1	02/20/2003	Whitehurst, T. K., et al.	08/02/2002
	US-20030153952A1	08/14/2003	Auricchio, A., et al.	02/08/2002
	US-20030167081A1	09/04/2003	Zhu, Q., et al.	03/01/2002
	US-20030187396A1	10/02/2003	Ponzi, Dean M.	10/31/2003
	US-6,066,094	05/23/2000	Ben-Haim, S.	01/09/1998
	US-6,112,116	08/29/2000	Fischell, R. E., et al.	02/22/1999

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	T <sup>2</sup>
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**OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		BURSAC, N., et al., "Cardiac Muscle Tissue Engineering: toward an in vitro Model Electrophysiological Studies", <u>Am. J. Physiol.</u> , 277, Heart Cric. Physiol.; 46,(1999),H433-H444	
		GAUTAM, A., et al., "Delivery Systems for Pulmonary Gene Therapy", <u>Am. J. Respir. Med.</u> , 1(1), (2002),35-46	
		MCCLUSKIE, M. J., et al., "Route and Method of Delivery of DNA Vaccine Influence Immune Responses in Mice and Non-Human Primates", <u>Molecular Medicine</u> , 5, (1999),287-300	
		RIDEOUT III, W. M., et al., "Nuclear Cloning and Epigenetic Reprogramming of the Genome", <u>Science</u> , 293, <a href="http://www.sciencemag.org">www.sciencemag.org</a> , (Aug. 10, 2001),1093-1098	
		STOLEN, CRAIG, et al., "METHOD AND APPARATUS FOR PRECONDITIONING OF CELLS", US Patent Application Serial No. 11/424,066, Filed June 14, 2006 (Attorney Docket No. 279.B78US1), 36 Pages	

**EXAMINER****DATE CONSIDERED**

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached